

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33
34
35
36
37

Date: (Filing No. H-)

HEALTH AND HUMAN SERVICES

Reproduced and distributed under the direction of the Clerk of the House.

**STATE OF MAINE
HOUSE OF REPRESENTATIVES
127TH LEGISLATURE
SECOND REGULAR SESSION**

COMMITTEE AMENDMENT “ ” to H.P. 605, L.D. 886, “Resolve, Directing the Department of Health and Human Services To Increase Reimbursement Rates for Home-based and Community-based Services”

Amend the resolve by striking out everything after the title and before the summary and inserting the following:

Sec. 1. Reimbursement for personal care and related services. Resolved: That the Department of Health and Human Services shall amend its rules for reimbursement rates for personal care and related services provided under Chapter 101: MaineCare Benefits Manual, Sections 12, 19 and 96 and Chapter 5, Office of Elder Services Policy Manual, Section 63 to reflect the final rates modeled in the February 1, 2016 report "Rate Review for Personal Care and Related Services: Final Rate Models" prepared for the department by Burns & Associates, Inc. Rules adopted pursuant to this section are routine technical rules pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A; and be it further

Sec. 2. Reimbursement for home health services. Resolved: That the Department of Health and Human Services shall amend its rules to increase the reimbursement rates for home health services provided under the provisions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section 40 by 33%. Rules adopted pursuant to this section are major substantive rules pursuant to the Maine Revised Statutes, Title 5, chapter 375, subchapter 2-A; and be it further

Sec. 3. Unstaffed hours and waiting lists. Resolved: That the Department of Health and Human Services shall estimate the number of hours, and the cost of those hours, of unmet need under Chapter 101: MaineCare Benefits Manual, Sections 12, 19, 40 and 96 and Chapter 5, Office of Elder Services Policy Manual, Section 63. The estimate must include individuals eligible for services but on a waiting list and individuals who are entitled to services that are eligible for reimbursement but are unable to locate individuals or agencies to provide those services; and be it further

Sec. 4. Appropriations and allocations. Resolved: That the following appropriations and allocations are made.

COMMITTEE AMENDMENT

1 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**
 2 **Medical Care - Payments to Providers 0147**

3 Initiative: Provides funds for a rate increase for personal care and related services.

4	GENERAL FUND	2015-16	2016-17
5	All Other	\$0	\$5,629,934
6			
7	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$5,629,934</u>

8	FEDERAL EXPENDITURES FUND	2015-16	2016-17
9	All Other	\$0	\$9,988,164
10			
11	FEDERAL EXPENDITURES FUND TOTAL	<u>\$0</u>	<u>\$9,988,164</u>

12 **Office of Aging and Disability Services Central Office 0140**

13 Initiative: Provides funds for a rate increase for personal care and related services.

14	GENERAL FUND	2015-16	2016-17
15	All Other	\$0	\$2,460,436
16			
17	GENERAL FUND TOTAL	<u>\$0</u>	<u>\$2,460,436</u>

18	HEALTH AND HUMAN SERVICES,		
19	DEPARTMENT OF (FORMERLY DHS)		
20	DEPARTMENT TOTALS	2015-16	2016-17
21			
22	GENERAL FUND	\$0	\$8,090,370
23	FEDERAL EXPENDITURES FUND	\$0	\$9,988,164
24			
25	DEPARTMENT TOTAL - ALL FUNDS	<u>\$0</u>	<u>\$18,078,534</u>

26 ; and be it further

27 **Sec. 5. Appropriations and allocations. Resolved:** That the following
 28 appropriations and allocations are made.

29 **HEALTH AND HUMAN SERVICES, DEPARTMENT OF (FORMERLY DHS)**
 30 **Medical Care - Payments to Providers 0147**

31 Initiative: Provides funds for a 33% rate increase for home health services provided under
 32 Chapter 101: MaineCare Benefits Manual, Chapter II, Section 40.

1	GENERAL FUND	2015-16	2016-17
2	All Other	\$0	\$501,459
3			
4	GENERAL FUND TOTAL	\$0	\$501,459
5	FEDERAL EXPENDITURES FUND	2015-16	2016-17
6	All Other	\$0	\$889,646
7			
8	FEDERAL EXPENDITURES FUND TOTAL	\$0	\$889,646
9			

10 **SUMMARY**

11 This amendment replaces the resolve. The amendment directs the Department of
 12 Health and Human Services to amend its rules to increase the reimbursement rates for
 13 personal care and related services to reflect the final rates modeled in the February 1,
 14 2016 report "Rate Review for Personal Care and Related Services: Final Rate Models."

15 The amendment also directs the Department of Health and Human Services to amend
 16 its rules to increase the reimbursement rates by 33% for home health services provided
 17 under the provisions of Chapter 101: MaineCare Benefits Manual, Chapter III, Section
 18 40.

19 The amendment requires the Department of Health and Human Services to estimate
 20 the number of hours, and cost of those hours, of unmet need. The estimate must include
 21 individuals eligible for services but who are on waiting lists and individuals who are
 22 unable to find staffing in order to receive those services.

23 The amendment also adds appropriations and allocations sections.

24 **FISCAL NOTE REQUIRED**

25 **(See attached)**